

Message Text

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ACTION IO-14

INFO OCT-01 EUR-25 ISO-00 ACDA-19 AEC-11 AF-10 ARA-16

CIAE-00 DODE-00 EA-11 PM-07 H-03 INR-10 L-03 NASA-04

NEA-10 NSAE-00 NSC-10 OIC-04 SPC-03 PA-04 PRS-01

RSC-01 SCI-06 SS-20 USIA-15 SAJ-01 DRC-01 /210 W

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FM USMISSION USUN NEWYORK

TO SECSTATE WASHDC 751

INFO AMEMBASSY LONDON

USMISSION GENEVA

USMISSION NATO

C O N F I D E N T I A L USUN 4427

DISTO

E.O. 11652: GDS

TAGS: PARM, SW

SUBJ: DISARMAMENT: REVISED DRAFT SWEDISH RESOLUTION ON
NAPALM

REF: USUN 4297

1. SWEDEN, NOW JOINED BY BAHRAIN, CYPRUS, EGYPT, ETHIOPIA, KENYA, MEXICO, NEW ZEALAND, NORWAY, SRI LANKA, UGANDA AND YUGOSLAVIA, TABLED REVISED DRAFT RES ON NAPALM IN FIRST COMMITTEE NOV 2 (TEXT BELOW). SWEDES HAVE MODIFIED LANGUAGE OF OPERATIVE PARA ONE OF DRAFT RES, AS WELL AS SEVERAL PREAMBULAR PARAS. NEW DRAFT IS INTENDED BY SWEDES TO MAKE CLEAR THAT WORK OF ICRC ON DRAFT PROTOCOLS WILL NOT BE HAMPERED BY DEBATE ON QUESTION OF CONVENTIONAL WEAPONS. SWEDES HAVE ALSO MODIFIED OPERATIVE PARA ONE TO "SEEK AGREEMENT" RATHER THAN "TO ADOPT" RULES PROHIBITING OR RESTRICTING THE USE OF CONVENTIONAL WEAPONS.

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2. AFTER SEEING NEW DRAFT, CANADIAN DELOFF (ROWE) TOLD

US AGAIN THAT OTTAWA WOULD BE CONSIDERING CO-SPONSORSHIP AND INVITED US TO LET CANADIAN DEL KNOW IF THERE WERE CHANGES DESIRED BY US THAT CANADIANS MIGHT PRESS FOR SHOULD THEY OFFER TO SWEDES THE POSSIBILITY OF CANADIAN CO-SPONSORSHIP.

3. OPERATIVE PARA TWO WAS MODIFIED AND PARA THREE ADDED TO ACCOMMODATE PROCEDURAL OBJECTIONS OF ICRC, AND, REPORTEDLY, SWISS GOVERNMENT, REGARDING RELATIONSHIP OF SYG TO DIPLOMATIC CONFERENCE.

"THE GENERAL ASSEMBLY,

RECALLING THAT THE GENERAL ASSEMBLY COMMENDED THE REPORT OF THE SECRETARY-GENERAL ON NAPALM AND OTHER INCENDIARY WEAPONS AND ALL ASPECTS OF THEIR POSSIBLE USE TO THE ATTENTION OF ALL GOVERNMENTS AND PEOPLES AND REQUESTED THE SECRETARY-GENERAL TO CIRCULATE THE REPORT TO THE GOVERNMENTS OF MEMBER STATES FOR THEIR COMMENTS (GENERAL ASSEMBLY RESOLUTION 2932 A (XXVII)),

TAKING NOTE OF THE COMMENTS SUBMITTED BY GOVERNMENTS (A/9207) AND THE WIDESPREAD WISH THAT INTERGOVERNMENTAL ACTION SHOULD BE TAKEN WITH A VIEW TO REACHING AGREEMENT ON THE PROHIBITION OR RESTRICTION OF USE OF THESE WEAPONS,

EMPHASIZING, THE NEED FOR NEW RULES DESIGNED TO AFFORD BETTER PROTECTION OF CIVILIEANS AND CIVILIAN OBJECTS DURING ARMED CONFLICTS.

CONFIRMING THE STAND TAKEN BY THE GENERAL ASSEMBLY TO THE EFFECT THAT THE WIDESPREAD USE OF MANY WEAPONS AND THE EMERGENCE OF NEW METHODS OF WARFARE THAT CAUSE UNNECESSARY SUFFERING OR ARE INDISCRIMINATE CALL URGENTLY FOR RENEWED EFFORTS BY GOVERNMENTS TO SEEK, THROUGH LEGAL MEANS, THE PROHIBITION OF USE OF SUCH WEAPONS AND OF INDISCRIMINATE AND CRUEL METHODS OF WARFARE, AND, IF POSSIBLE THROUGH MEASURES OF DISARMAMENT, THE ELIMINATION OF SPECIFIC, ESPECIALLY CRUEL OR INDISCRIMINATE WEAPONS (GENERAL ASSEMBLY RESOLUTION 2932 A (XXVII)),
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CONSCIOUS OF THE DIFFICULTIES INVOLVED IN THESE TASKS AND THE NEED FOR FACTUAL BASES FOR DISCUSSION,

WELCOMING, AS SUCH BASIS, IN ADDITION TO THE REPORT BY THE SECRRTARY-GENERAL ON NAPALM AND OTHER INCENDIARY WEAPONS, THE EXTENSIVE FACTUAL REPORT ELABORATED BY AN INTERNATIONAL GROUP OF EXPERTS UNDER THE AUSPICES OF THE INTERNATIONAL

COMMITTEE OF THE RED CROSS ON WEAPONS THAT MAY CAUSE UNNECESSARY SUFFERING OR HAVE INDISCRIMINATE EFFECTS COVERING INTER ALIA HIGH VELOCITY PROJECTILES, BLAST AND FRAGMENTATION WEAPONS, TIME-DELAY WEAPONS AND INCENDIARY WEAPONS, AND ENDORSES THE CONCLUSION OF THE REPORT THAT INTER-GOVERNMENTAL REVIEW AND ACTION REGARDING WEAPONS OF THESE KINDS IS CALLED FOR,

CONSIDERING THAT PROHIBITIONS OR RESTRICTIONS OF USE OF SUCH WEAPONS SHOULD BE EXAMINED WITHOUT DELAY AND THAT POSITIVE RESULTS IN THIS REGARD ARE LIKELY TO FACILITATE SUBSTANTIVE DISARMAMENT NEGOTIATIONS WITH A VIEW TO THE ELIMINATION OF PRODUCTION, STOCKPILING AND PROLIFERATION OF THE WEAPONS IN QUESTION, WHICH SHOULD BE THE ULTIMATE OBJECTIVE.

AWARE THAT A DIPLOMAT CONFERENCE WILL BE HELD ON THE INVITATION OF THE SWISS FEDERAL COUNCIL IN GENEVA WITH A FIRST SESSION ENVISAGED TO MEET FROM 20 FEBRUARY TO 29 MARCH 1974 FOR THE PURPOSE OF REAFFIRMING AND DEVELOPING THE INTERNATIONAL HUMANITARIAN LAW APPLICABLE IN ARMED CONFLICTS,

WELCOMING AS A BASIS FOR DISCUSSION AT THAT CONFERENCE PROPOSALS ELABORATED BY THE INTERNATIONAL COMMITTEE OF THE RED CROSS AND AIMING INTER ALIA AT A REAFFIRMATION OF THE FUNDAMENTAL GENERAL PRINCIPLES OF INTERNATIONAL LAW PROHIBITING THE USE OF WEAPONS WHICH ARE APT TO CAUSE UNNECESSARY SUFFERING AND MEANS AND METHODS OF WARFARE WHICH HAVE INDISCRIMINATE EFFECTS,

CONSIDERING THAT THE EFFICACY OF THESE GENERAL PRINCIPLES COULD BE FURTHER ENHANCED IF RULES WERE TO BE ELABORATED
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PROHIBITING OR RESTRICTING THE USE OF NAPALM AND OTHER INCENDIARY WEAPONS AS WELL AS OTHER SPECIFIC CONVENTIONAL WEAPONS, WHICH ARE APT TO CAUSE UNNECESSARY SUFFERING OR TO HAVE INDISCRIMINATE EFFECTS,

1. INVITES THE CONFERENCE ON THE REAFFIRMATION AND DEVELOPMENT OF INTERNATIONAL HUMANITARIAN LAW APPLICABLE IN ARMED CONFLICTS TO CONSIDER - WITHOUT PREJUDICE TO ITS EXAMINATION OF THE DRAFT RULES SUBMITTED T
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